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26 UNITED STATES DISTRICT COURT
27 CENTRAL DISTRICT OF CALIFORNIA
28 SOUTHERN DIVISION

IN RE: TOYOTA MOTOR CORP.
UNINTENDED ACCELERATION
MARKETING, SALES PRACTICES,
AND PRODUCTS LIABILITY
LITIGATION

Case No. 8:10ML2151 JVS (FMOx)

**PLAINTIFFS' OBJECTION TO
TOYOTA'S RESPONSE TO
PLAINTIFFS' RESPONSE TO
TOYOTA'S NEW AUTHORITY AND
DEMONSTRATIVES RE MOTION
TO COMPEL ARBITRATION**

This Document Relates To:

ALL ECONOMIC LOSS CASES

PLAINTIFFS' OBJECTION TO TOYOTA'S RESPONSE TO PLAINTIFFS' RESPONSE TO
TOYOTA'S NEW AUTHORITY AND DEMONSTRATIVES RE MOTION TO COMPEL
ARBITRATION

1 Plaintiffs hereby object to Toyota's repeated unauthorized submissions. On
2 February 21, 2012, Plaintiffs appropriately filed a one-page notice of recent
3 authority. *See* Dkt. No. 2251. In response, on February 22, 2012, Toyota filed an
4 eight-page brief without leave from the Court. *See* Dkt. No. 2258.

5 Then on February 27, 2012, right before the start of the hearing on Toyota's
6 motion to compel arbitration, Toyota submitted a spiral bound pleading, which
7 included a previously uncited case and demonstratives used to make new arguments.
8 This submission was without prior notice to Plaintiffs or leave of Court, without
9 good cause provided, and to the prejudice of Plaintiffs. In fairness, Plaintiffs filed a
10 response to Toyota's new authority on February 28, 2012 ("Response"). *See* Dkt.
11 No. 2280.

12 Now Toyota files yet another brief rehashing its arguments. *See* Dkt. No.
13 2282. Though it purports to respond to Plaintiffs' Response – and although at five
14 pages it is twice as long as Plaintiffs' Response at two and a half pages – *it does not*
15 *even address the newly cited authority that was the basis for Plaintiffs' Response.*
16 Plaintiffs respectfully suggest that the Court disregard and/or strike Toyota's latest
17 filing.

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19 Dated: February 29, 2012

Respectfully submitted.

20
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PROOF OF SERVICE

I hereby certify that a true copy of the above document was served upon the attorney of record for each other party through the Court's electronic filing service on February 29, 2012.

/s/ Steve W. Berman
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